



#35
PB 8/14/03 AF/3634
Docket No. 60,130-464
98CIM12

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Chu
Serial No.: 09/326,308
Filed: June 7, 1999
Priority FR 98 08842 Filed: July 9, 1998
Group Art Unit: 3634
Examiner: G. Strimbu
Title: VEHICLE WINDOW ARRANGEMENT HAVING
AN ANGLED OPENING FOR INSERTING A
CABLE END DURING ASSEMBLY

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GROUP 3600

REPLY BRIEF

Box AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Although not explicitly stated, the Examiner has dropped the §112, §102(b) and §102(e) rejections. Therefore, at least claims 26, 27, 39 and 40 are allowed.

The Examiner has failed to explain how there is any motivation to make the combination. The newly presented, alleged bases can only be explained by the luxury of hindsight reasoning as there is no indication from either reference (or the art, generally) that either is in need of any modification to accomplish what the Examiner contends the improper combination provides.

There is absolutely nothing in Pages, for example, that indicates that it is rotationally "unstable" and in need of a "greater moment of inertia." Further, the cable in Pages is under tension so that there is no danger of the end "separating from the drum 1 unexpectedly." Nothing in

provides the skilled artisan any indication that it is deficient in any way for Pages' purposes or is in need of modification. Without any need for modification and no benefit to the proposed combination, the claimed invention cannot be considered obvious.


Further, the improper combination does not produce the claimed invention without significant redesign of what the references actually teach. Again, that can only be explained by hindsight reasoning.

Respectfully submitted,

CARLSON, GASKEY & OLDS, P.C.

August 4, 2003

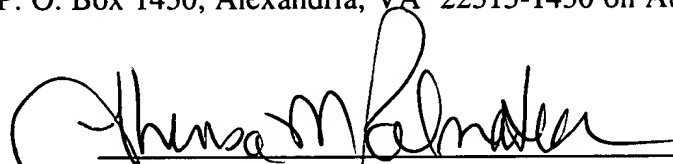
Date



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CERTIFICATE OF MAIL

I hereby certify that the enclosed **Reply Brief** (in triplicate) is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to Box AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on August 4, 2003.



Theresa M. Palmateer